

FINAL MINUTES
California State Board of Education
Special Meeting
April 3, 2003

California Department of Education¹
1430 N Street, Room 5111
Sacramento, California

Members Present

Reed Hastings, President
Joe Nuñez, Vice President
Robert J. Abernethy
Don Fisher
Nancy Ichinaga
Carol Katzman
Suzanne Tacheny

Members Absent

Stephanie Lee
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Call to Order

President Hastings called the meeting to order at 3:01 p.m.

Determination on Special Meeting

After roll was called, Ms. Steentofte verified that all Board members off-site had posted a special meeting notice at their locations. Ms. Steentofte informed the Board that the first order of business was to determine that (1) a special meeting is in order pursuant to Government Code Section 11125.4 and (2) immediate action is required to protect the public interest in that the recent court order in *Pazmiño, et al., v. California Board of Education, et al.* requires action on the part of the State Board of Education.

- ACTION: Ms. Katzman moved that a special meeting is in order and immediate action is required to protect the public interest. Mrs. Ichinaga seconded the motion. The motion was approved by unanimous vote of the members responding to the roll call vote. Mr. Abernethy had not joined the telephone conference when the vote was taken.

Call for Public Comment

Members of the public attended at the Department of Education building location and no members of the public were present at any other noticed location. There were no speakers.

Closed Session

The State Board met in closed session from 3:04 p.m. to 3:18 p.m. to discuss *Pazmiño, et al., v. California Board of Education, et al.*

¹ The additional five teleconference locations were:

601 West McKinley Avenue, Pomona, California
811 North Catalina Avenue, Redondo Beach, California
2 Folsom Street, 15th Floor, San Francisco, California
Bennett/Kew Elementary School, 11710 S. Cherry Avenue, Inglewood, California
James Earl Carter Elementary School, 74-251 East Hovley Lane, Palm Dessert, California

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Closed Session Report

Ms. Steentofte reported that the State Board took action on the litigation of *Pazmiño, et al., v. California Board of Education, et al.* The Board took the following actions: (1) Authorize the Office of the Attorney General to represent the State Board in this matter; (2) Approve development of Emergency Regulations for the Reading First program related to the litigation to be considered by the Board at its April 9, 2003, meeting; and (3) Authorize the Board president to provide direction to the Board's Chief Counsel between Board meetings consistent with the discussion on this matter.

Adjournment Of Special Session

President Hastings adjourned the special session at 3:21 p.m.